

6166. Adulteration of tomato puree. U. S. v. 142 Cases and 146 Cases of Tomato Puree. Default decree of condemnation and destruction. (F. D. C. No. 12259. Sample Nos. 46898-F, 46900-F.)

LIBEL FILED: April 27, 1944, Northern District of Indiana.

ALLEGED SHIPMENT: On or about March 4 and 23, 1944, by the St. Marys Packing Co., Delphos, Ohio.

PRODUCT: 288 cases, each containing 48 cans, of tomato puree, at Bluffton, Ind.

LABEL, IN PART: (Cans) "Mello-Glo * * * Tomato Puree," or "Deerwood Brand Tomato Puree Distributed by United Buyers Corporation Chicago-San Francisco."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of decomposed tomato material.

DISPOSITION: June 12, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

6167. Adulteration of tomato puree. U. S. v. 275 Cases of Puree of Tomatoes. Default decree of condemnation and destruction. (F. D. C. No. 12444. Sample No. 52097-F.)

LIBEL FILED: May 27, 1944, District of Massachusetts.

ALLEGED SHIPMENT: On or about January 19, 1944, by the Sharp Canning Co., Ohio City, Ohio.

PRODUCT: 275 cases, each containing 6 No. 10 cans, of tomato puree at Springfield, Mass.

LABEL, IN PART: (Cans) "Rockford Brand Puree of Tomatoes."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.

DISPOSITION: July 11, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

6168. Adulteration of tomato puree. U. S. v. 1,496 Cases of Tomato Puree. Default decree of condemnation and destruction. (F. D. C. No. 12629. Sample No. 75804-F.)

LIBEL FILED: June 6, 1944, Western District of New York.

ALLEGED SHIPMENT: On or about April 4, 1944, by the Uco Foods Corporation, Bridgeton, N. J.

PRODUCT: 1,496 cases, each case containing 6 No. 10 unlabeled cans, of tomato puree at Lockport, N. Y.

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of the presence of decomposed tomato material.

DISPOSITION: July 24, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

6169. Adulteration of tomato relish. U. S. v. 650 Cases of Tomato Relish (and 1 other seizure action against tomato relish). Decrees of condemnation. Portion of product ordered destroyed; remainder ordered released under bond. (F. D. C. Nos. 11481, 12475. Sample Nos. 41429-F, 41554-F.)

LIBELS FILED: On or about December 27, 1943, and May 31, 1944, Western and Southern Districts of Texas.

ALLEGED SHIPMENT: On or about September 22, and October 7, 1943, by the Mayfair Food Products Co., Chicago, Ill.

PRODUCT: Tomato Relish: 20 cases, each containing 24 12-ounce jars, at Waco, Tex., and 650 cases, each containing 24 17-ounce jars, at Houston, Tex. Examination showed that the product was fermenting and the Waco lot, in addition, was underprocessed.

LABEL, IN PART: (Jars) "Mayfair Set Fresh Green Tomato Relish."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.

DISPOSITION: June 22, 1944. The Mayfair Food Products Co., claimant for the Houston lot, having admitted that a portion of the product was adulterated, judgment of condemnation was entered and the product was ordered released under bond for segregation of the portion that was fit for human consumption from the unfit portion, under the supervision of the Food and Drug Administration. No claimant having appeared for the Waco lot, judgment of condemnation was entered on March 4, 1944, and that lot was ordered destroyed.